IN THE UNITED STATES DESIGNATED/ELECTED OFFICE

Intern	ational	Application No.	:	PCT/EP2004/012541
Intern	ational	Filing Date	:	November 5, 2004
Priori	ty Date	(s) Claimed	:	November 27, 2003
Appli	cant(s)	(DO/EO/US)	:	Claude LARDY et al.
		EL PHENOXYACE ON OF DIPHENYL		ERIVATIVE AND USE THEREOF FOR
INFO	<u>)RMA1</u>	TION DISCLOSUR	E STATEM	IENT UNDER 37 CFR §§ 1.56, 1.97 and 1.98
P.O. I	Box 145	er for Patents 0 7A 22313-1450		
Sir:				
and 1	This in .98 as fo		e statement i	s made in accordance with 37 C.F.R. §§ 1.56, 1.97
<u>Timir</u>	ng and F	'ees		
\boxtimes		37 C.F.R. § 1.97(b sure statement is file	•	statement is required for filing this information
		within three month under § 1.53(d);	s of the filin	g date of a national application other than a CPA
	\boxtimes	within three month application; OR	hs of the act	tual filing date of the national phase of a PCT
		before the mailing RCE).	of a first sub	stantive office action (including after filing of an
				tion disclosure statement is filed after the periods efore the mailing date of:
		-	secution, e.g.	R. 1.113; Ex Parte Quayle, M.P.E.P § 609(B)(2); OR

		is acco	ompanied by:
			the statement as specified in 37 C.F.R. § 1.97(e) set out below; OR
			a check covering the fee of \$180.00 under 37 C.F.R. § 1.17(p).
			R. § 1.97(d), this information disclosure statement is filed after the mailing lowing actions which have not been withdrawn:
		a final	action under 37 C.F.R. § 1.113;
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•	AND:	is filed (on or before payment of the issue fee; AND is accompanied by:
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Staten	nents U	nder 37	C.F.R. 1.97(e)
			Each item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application having a mailing date not more than three months prior to the filing date of this information disclosure statement; or
			No item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and to the knowledge of the undersigned attorney after making reasonable inquiry, no item of information contained in this information disclosure statement was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing date of the information disclosure statement.
Cited	Materia	<u>ls</u>	
		ancest	s of materials listed but not attached were cited in benefit (35 U.S.C. § 120) or application Serial No, on Form 892 by the Examiner and/or Form by the applicant; see 37 C.F.R. § 1.98(d).
	\boxtimes		s of materials listed but not attached were cited in an international search dated April 6, 2005.
		Not re	quired by 37 CFR § 1.98.
		Copies	s of the materials listed are attached (except for the foregoing).

Non-Er	nglish I	Language References				
		An English-language search report or equivalent paper from a foreign patent office is provided indicating the relevance of the cited reference(s).				
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		 X = document of particular relevance when it is taken alone Y = document of particular relevance when it is combined with another such document A = document defining the general state of the art O = non-written disclosure P = intercalated document T = document cited to understand the theory or principle underlying the invention E = patent document which has the benefit of a date earlier than the filing date and which was published only on or after this filing date D = cited in the application L = cited for another reason & = publication of member of same patent family 				
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IAPZOROC'OPCTIPTO 26 MAY 2006

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Respectfully submitted,

Anthony J. Zelano, Reg. No. 27,969

Attorney for Applicants

MILLEN, WHITE, ZELANO & BRANIGAN, P.C. Arlington Courthouse Plaza l 2200 Clarendon Blvd. Suite 1400 Arlington, Virginia 22201 Telephone: (703) 243-6333

Facsimile: (703) 243-6410

Attorney Docket No.: MERCK-3174

Date: May 26, 2006

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Substitute	101 101111 144577 10	,		Application Number Unasidized 580 546				
INFO	RMATION	DIS	CLOSURE	Filing Date	May 26, 2006			
	EMENT B			First Named Inventor	Claude LARDY et al.			
				Group Art Unit	Unassigned			
	(use as many she	ets as i	necessary)	Examiner Name	Unassigned			
Sheet	1	of	2	Attorney Docket Number	MERCK-3174			

	U.S. PATENT DOCUMENTS							
Examiner Initials *	Cite No.1	U.S. Patent Docum	ent Kind Code ² (<i>if known</i>)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY			
	1	5475139		LEE FANGCHEN et al.	December 12, 1995			
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		Foreign Patent Document			Date of Publication of	Pages, Columns, Lines, Where Relevant		
Examiner Initials*	Cite No.1	Office ³	Number ⁴	Kind Code ⁵ (<i>if known</i>)	Name of Patentee or Applicant of Cited Document	Cited Document MM-DD-YYYY	Passages or Relevant Figures Appear	۲
	2	wo	03082847		Akatsuka Hidenori	October 9, 2003		
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	NON PATENT LITERATURE DOCUMENTS	p-Musin
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3	M.S. WADIA: SYNTH. COM., vol. 33, bi, 15, 2003 pages 2725-2736, XP001194841 pages 2726-pages 2728 pages 2729, paragraph 3- pages 2733, paragraph 1	
4	acid derivatives" XP002297903 retrieved from STN Database accession no. 1999:687365	
5	DATABSE BEILSTEIN BEILSTEIN INSTITUTE FOR ORGANIC CHEMISTRY, FRANKFURT-MAIN, DE; 1991, VITI G.: XP002297907 Database accession no. 4207727	
6	S.RIAZ HASHIM: "A Conveinent Method for the Preparation of 3-Phenoxy/Thiophenoxy-2 (1H)-Quinolinones" IND. J. CHEM., vol. 40, 2001, pages 357-360, XP009036872 pages 358, right-hand column, paragraph 1; figure I; example 5 pages 359; figure ii; examples 5e, 12; table I	
7	TING SU: "Design and Synthesis of Glycolic and Mandelic Acid Derivatives as Factor Xa Inhibitors" BIOORG. MED. CHEM. LETT., vol. 11, 2001, pages 2279-2282, XP{002297905	
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	3 4 5 6	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. 3 M.S. WADIA: SYNTH. COM., vol. 33, bi, 15, 2003 pages 2725-2736, XP001194841 pages 2726-pages 2728 pages 2729, paragraph 3- pages 2733, paragraph 1 DATABASE CHEMABS 'Online! CHEMICAL ABSTRACTS SERVICE, COUMBUS, OHIO, US; WANG, XICUN ET AL: "Phase transfer catalyzed synthese of 4-carboxyphenoxyacetic acid derivatives" XP002297903 retrieved from STN Database accession no. 1999:687365 abstract. & SYNT6HETIC COMMUNICATIONS, 29(23), 4153-4161 CODEN: SYNCAV; ISSN: 0039-7911, 1999, DATABSE BEILSTEIN BEILSTEIN INSTITUTE FOR ORGANIC CHEMISTRY, FRANKFURT-MAIN, DE; 1991, VITI G.: XP002297907 Database accession no. 4207727 S.RIAZ HASHIM: "A Conveinent Method for the Preparation of 3-Phenoxy/Thiophenoxy-2 (1H)-Quinolinones" IND. J. CHEM., vol. 40, 2001, pages 357-360, XP009036872 pages 358, right-hand column, paragraph 1; figure I; example 5 pages 359; figure ii; examples 5e, 12; table I TING SU: "Design and Synthesis of Glycolic and Mandelic Acid Derivatives as Factor Xa

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